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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004

ENROLLED

House Bill No. 4484

(By Mr. Speaker, Mr. Kiss, and Delegates Cann,
Varner, Stemple and Beach)

Passed March 1, 2004

In Effect from Passage

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E N R O L L E D

H. B. 4484

(BY MR. SPEAKER, MR. KISS, AND DELEGATES CANN,
VARNER, STEMPLE AND BEACH)

[Passed March 1, 2004; in effect from passage.]

AN ACT to amend and reenact §30-3-11a of the code of West Virginia, 1931, as amended, relating to allowing the board of medicine to issue a limited license to practice medicine and surgery without examination to an individual appointed to a West Virginia medical school faculty who holds a valid license to practice medicine and surgery from another country under certain circumstances.

Be it enacted by the Legislature of West Virginia:

That §30-3-11a of the code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 3. WEST VIRGINIA MEDICAL PRACTICE ACT.

§30-3-11a. Endorsement of licenses to practice medicine and surgery as medical school faculty.

1 (a) The board shall issue a limited license to practice
2 medicine and surgery without examination to an individual
3 appointed to a West Virginia medical school faculty who holds
4 a valid license to practice medicine and surgery from another
5 state, the District of Columbia, the Commonwealth of Puerto
6 Rico, Canada or other country the board determines has
7 substantially equivalent requirements for licensure as those
8 jurisdictions, and who has completed the application form
9 prescribed by the board, remitted a nonrefundable application
10 fee in the amount of one hundred fifty dollars and who presents
11 satisfactory proof to the board that:

12 (1) He or she is of good moral and professional character;

13 (2) He or she is physically and mentally capable of engag-
14 ing in the practice of medicine and surgery;

15 (3) He or she is able to communicate in English;

16 (4) He or she is a graduate of a school of medicine which is
17 approved by the liaison committee on medical education or by
18 the World Health Organization or by the board with the degree
19 of doctor of medicine or its equivalent;

20 (5) He or she has successfully completed one year of
21 approved graduate clinical training or a fellowship of at least
22 one year, or has received training which the board determines
23 to be equivalent to or exceeds the one year graduate clinical
24 training or fellowship requirement;

25 (6) He or she has not committed any act in this or any other
26 jurisdiction which would constitute the basis for disciplining a
27 physician under section fourteen of this article; and

28 (7) He or she has been offered and has accepted a faculty
29 appointment to teach in a medical school in this state.

30 (b) The board shall investigate the applicant and may
31 request a personal interview to review the applicant's qualifica-
32 tions and professional credentials.

33 (c) The medical practice of a physician licensed under this
34 section is limited to the medical center of the medical school to
35 which the physician has been appointed to the faculty.

36 (d) A limited license issued under this section is valid for
37 a term of one year. No limited license issued pursuant to this
38 section may be renewed.

39 (e) Before the limited license has expired, a physician
40 licensed under this section may apply for a license to practice
41 medicine and surgery in West Virginia pursuant to the provi-
42 sions of section twelve of this article: *Provided*, That any
43 license granted by the board pursuant to this subsection, retains
44 the practice limitations set out in subsection (c) of this section.

45 (f) Any license issued under this section will automatically
46 expire and be void, without notice to the physician, when the
47 physician's faculty appointment is terminated. The dean of the
48 medical school shall notify the board within five days of the
49 termination of a faculty appointment of a physician licensed
50 pursuant to this section.

51 (g) A physician licensed under this section must keep all
52 medical licenses issued by other jurisdictions in good standing
53 and must notify the board, within fifteen days of its occurrence,
54 of any denial, suspension or revocation of or any limitation
55 placed on a medical license issued by another jurisdiction.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect from passage

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 12th
day of March, 2004.

Governor

PRESENTED TO THE
GOVERNOR

DATE 3/19/04
TIME 3:15pm